



Attorney Docket: 622/42052DV  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: PIUS GRUENFELDER ET AL.

Serial No.: 08/902,331

Group Art Unit: 1753

Filed: JULY 29, 1997

Examiner: GREGG CANTELMO

Title: MAGNETRON ATOMIZATION SOURCE AND METHOD OF USE THEREOF

#  
26/w.m.  
1/24/02

REQUEST FOR RECONSIDERATION

Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
JAN 23 2002  
TC 1700

Sir:

The following is responsive to the Office Action mailed on or about October 18, 2001.

Applicants attach hereto the Declaration of Walter Haag with the attached Sketch A which is the sketch submitted in the Response filed March 1, 1999. Please note that the filing date referenced in the Declaration is that of the parent case.

For the reasons set forth on the Declaration and previous submissions, the rejection of Claims 35-37, 44 and 45 under 35 U.S.C. §112, ¶1, as well as the consequent objection to the oath/declaration and to the Specification under 35 U.S.C. §132, are traversed.

Reconsideration is requested on grounds that the Haag Declaration makes clear that no new matter has been introduced into this case. Only that which is fairly and easily

inferable from the original disclosure has been disclosed and claimed.

Accordingly, early and favorable action upon Claims 35-37, 44 and 45 is earnestly solicited.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #622/42052DV).

Respectfully submitted, /



---

James F. McKeown  
Registration No. 25,406

CROWELL & MORING, LLP  
P.O. Box 14300  
Washington, DC 20044-4300  
Telephone No.: (202) 624-2500  
Facsimile No.: (202) 628-5116  
JFM:msy